



ROPE & GRAY LLP  
ONE INTERNATIONAL PLACE BOSTON, MA 02110-2624 617-951-7000 F 617-951-7050  
BOSTON NEW YORK PALO ALTO SAN FRANCISCO WASHINGTON, DC www.ropesgray.com

October 6, 2006

Gabriel D. O'Malley  
617-951-7656  
Gabriel.O'Malley@ropesgray.com

Magistrate Judge Marianne B. Bowler  
United States District Court  
for the District of Massachusetts  
John Joseph Moakley U.S. Courthouse  
1 Courthouse Way  
Suite 8420  
Boston, MA 02210

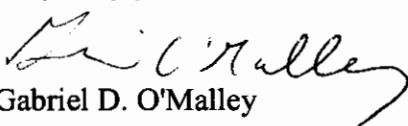
Re: *Keri Bemis, as Trustee of Matthews Landing, et al. v. Adesa Impact*  
C.A. No. 05-11493 and *Correia et al. v. Adesa Impact*, C.A. No. 05-11494

Dear Judge Bowler:

I am writing to inform you that the parties to the above-captioned matters have agreed to a proposed settlement, subject to reducing the agreement to writing and obtaining Court approval. The parties are now working on finalizing a written settlement agreement and respectfully request that the Court suspend the discovery deadlines set forth in the parties' Joint Statement to the Court and all other proceedings until we are able to finalize a written settlement agreement and submit a Stipulation of Dismissal to the Court.

In writing this letter, we have conferred with opposing counsel, Mr. Cunha, who joins in our request.

Very truly yours,

  
Gabriel D. O'Malley

GDO:

cc: Brian R. Cunha, Esq.